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THE UNITED STATES PATENT AND TRADEMARK OFFICE

jc971 U.S. PRO  
10/08/02  
02/28/02

Prior application: Examiner Tung, J.  
Art Unit 1656

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

This is a request for filing a  continuation  divisional application under 37 CFR § 1.53(b), of pending prior application no. 09/270,933 filed on March 16, 1999.

of Wolfgang Dietmaier and Josef Ruschoff  
(inventor(s) currently of record in prior application)  
for IMPROVED METHOD OF PRIMER-EXTENSION PRE-AMPLIFICATION PCR  
(title of invention)

1.  The filing fee is calculated below:

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	Fee
Total Claims	5	-20	0	\$18.00 each	\$ 0.00
Independent	1	-3	0	\$84.00 each	\$ 0.00
			Basic Fee		\$ 740.00
			Multiple Dependency Fee If Applicable (\$280.00)		\$ 0.00
			Total		\$ 740.00
			50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern		\$ 0.00
			Total Filing Fee		\$ 740.00

2.  Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

3.  Amend the specification by inserting before the first line the following sentence: This is a continuation of Application Serial No. 09/270,933, filed March 16, 1999, the content of which is hereby incorporated by reference in its entirety.

4a.  New formal drawings are enclosed.

4b.  Formal drawings are enclosed.

5a.  Priority of application no. 09/270,933 filed on 3-16-99 is claimed under 35 U.S.C. §120.

5b.  The certified copy has been filed in prior application no. , filed .

6.  The prior application is assigned of record to Roche Molecular Systems, Inc..

7a.  A copy of the Power of Attorney filed in the prior Application Serial No. 09/270,933, filed 3-16-99 is enclosed.

7b.  A Power of Attorney is enclosed.

8.  This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no., filed on be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. is enclosed.

9.  The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from Application Serial No. 09/270,933 is the same as the content of the computer readable form submitted in Application Serial No. 09/270,933.

10.  DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

11.  Additional enclosures or instructions.

Respectfully submitted,

Date: February 28, 2002

 42,983  
Rahul Pathak (Reg. No.)  
For: Jennifer Gordon (Reg. No. 30,753)  
**PENNIE & EDMONDS LLP**  
1155 Avenue of the Americas  
New York, New York 10036

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: DIETMAIER *et al.*

Serial No.: To be assigned

### Group Art Unit: To be assigned

Filed: February 27, 2002

Examiner: To be assigned

For: IMPROVED METHOD OF  
PRIMER-EXTENSION PRE-  
AMPLIFICATION PCR

Attorney Docket No.: 1803-330-999

**VERIFIED STATEMENT UNDER 37 C.F.R. § 1.821(f)**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, KENNEDY KOBLIN, do declare and state as follows:

1. I prepared a Sequence Listing in paper and computer readable forms in accordance with 37 C.F.R. §§ 1.821 - 1.825 in connection with the above-captioned patent application, both of which are being submitted herewith.

2. I hereby state that, to the best of my knowledge, the contents of the paper and computer readable copies of the Sequence Listing are the same; and this submission includes no new matter.

3. I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed

February 27, 2002

Date

  
\_\_\_\_\_  
Kennedy Koblm